WEATHER-Tonight and Tuesday Generally Cloudy; Probably Local Thundershowers, Slightly Cooler in North Portion Tonight.

Forty-fourth Year-No. 196-Price Five Cents.

FEARLESS, INDEPENDENT, PROGRESSIVE NEWSPAPER

OGDEN CITY, UTAH, MONDAY EVENING, JULY 13, 1914.

Entered as Second Class Matter at the Postoffice, Ogden, Utah.

COMMISSION SUBMITS DRASTIC REPORT ON NEW HAVEN ROAD

"One of Most Glaring Instances of Maladministration, Revealed in All the History of American Railroading," Is Statement in 30,000 Word Review-Waste and Mismanagement Causes Loss of Between \$60,000,000 and \$90,000,000.

DIRECTORS WERE CRIMINALLY NEGLIGIBLE

Boston and Maine Despoilment, Inequity of West Chester Purchase, Double Price For Rhode Island, Recklessness of Other Purchases at Prices Far Above Market Value and Unwarranted Extravagance in Every Direction Is Charged.

ported to the federal department of 'ustice.

The depreciation of the Boston and Maine began when the Mellen-Mor-

into control John L. Billard and the Billard company were merely agents of the New books and papers should be maintained.

Dummy Corporations. Dun.my corporations and their use,

which the report says in the New Haven was frequent are condemned in unmeasured terms. The system of interlocking direc-

the New Haven and in general. The commission says it found most every situation in which the affairs of this railroad's interests were better represented on the New Haven than that of the average stockholder.

road transaction were branded as corrupt and unlawful."

Illegal Expenditures Recoverable. The amount illegally expended should be recoverable.

The purchase of Rhode Island trotley lines and coastwise steamships were described as extravagant and

All the transactions the commis holds were consummated with the object of setting up a complete transportation monopoly in New England in violation of the federal

Washington, July 13 .- "One of the most glaring instances of maladministration, revealed in all the history of American railroading." is the in-

terstate commerce commission's characterization of its findings in the investigation of New Haven financial affairs reported today to the senate. In a report of 30,000 words, probably the most drastic in terms of any ever made by the commission, the New Haven's directors were pro-nounced "criminally negligible." Evi-

dence pointing to violation of law has been transmitted to district attorneys in Massachusetts, Rhode Island and New York and the federal de partment of justice.

to the New Haven by reason of waste and mismanagement," says the report, "will amount to between \$60. 000,000 and \$90,000,000. Directors should be made individually responsi-

All the commission's strictures were on the management of the New Haven system under former President Detectives Unable to Throw

Commend Present Management. In justice to the present manage ment, the commission says it is but fair to say that Chairman Howard El liott and Walker D. Hines, special counsel, "have co-operated with the

con mission and rendered it substantial assistance.

The report cites these "significant incidents' "Marked features and significant incidents in the loose, extravagant administration of the finances of the New Haven as shown in this investipation are the Boston and Maine despollment, the inequity of the West Chester acquisition, the double price paid for the Rhode Island trolleys; leys at prices exorbitantly in excess of their market value; the unwarrantted expenditure of large amounts in sition without knowledge of the di-'educating public opinion'; the disporectors, of hundreds of thousands of to detain him. of the principal company and its subsidiaries and consequent complication of accounts; the practice of financial legerdemain in issuing large blocks of New Haven stocks for notes of the New England Navigation company. and manipulating these securities back and forth; fictitious sales of and unloading on the public at the Viscount Brackley.

Washington, July 13 .- "Criminal diversion of corporate funds to po negligence," and "one of the most litical organizations; the scattering glaring instances of maladministra- of retainers to attorneys of five states tion revealed in all the history of who rendered no itemized bills for American railroading," was the terms services and who conducted no litigathe interstate commerce commission tion to which the railroad was a par employed today in reporting to the ty; extensive use of a paid lobby in senate on its investigation of New the senate; the investment of \$400. Haven railroad financial condition. | 000 in securities of a New England The situation may be summed up newspaper; the regular employment of political bosses in Rhode Island Many of the transactions character- and other states, not for the purpose ized as violations of the law and the of having them perform any service Yederal anti-trust laws have been re- but to prevent them, as Mr. Mellen expresses it from becoming active on the side, the retention of John L. Billard for more than \$2,700,000 in a transaction in which he represented gan-Rockefeller management came the New Haven and into which he invested not a dollar; the inability of Oakleight Thorne to account for \$1 032,000 of the funds of the New Hav-Haven; Billard never used a dollar en instructed to him; the domination of his own money, and burned his of all the affairs of this railroad by It was not the Mr. Morgan and Mr. Mellen and the of the New Haven absolute subordination of all memboard that he should take profits of bers of the board of directors to the more than \$2,000,000 All the assets will of these two; the unwarranted inof the Billard company belong to New crease of the New Haven liabilities Haven stockholders and a suit by the from \$93,000,000 in 1903 to \$417,000, railroad against Billard and those 600 in 1912; the increase in floating who participated in the transactions notes from nothing in 1903 to approx imately \$40,000,000 in 1913; the in defensible standard of business eth ics and the absence of a financial acu-me, displayed by filmflam financiers in directing the destinies of this railroad in its attempt to establish a mohopoly of the transportation of New tors is condemned as it existed on has resulted in the present deplorable

railroad are involved." From the facts developed in the in vestigation it will seem there is lit-President Mellen's dealings with the question concerning the recovery of a substantial amount of the stock-New York in the West Chester rail- holder's money that has been wasted.

> Summary of Illegal Transactions. Overpaid Perry and Thorne in com missions, \$303,750.

ferred stock of the Boston and Maine for the opportunity. Railway company was furnished by the New England Navigation company. This stock was turned back fatal. to the navigation company for \$3,087, 600. It would seem that a suit by stockholders for the recovery of the profit which is justly due the navigation company if any was made by Billard in the transactions involving these additional shares, could be

maintained. "If any expenditures were made in violation of anti-trust laws of the United States are not such expenditures ultra-vires? and is it not the legal obligation of the directors to satisfy the stockholders out of their own private fortune?

artment of justice. A reasonable estimate of the loss of the New Haven by reason of waste. MISSING SISTERS

Any Light on the Nelms-Dennis Mystery.

Portland, Ore., July 13.-Nothing developed here today to throw light on the mystery of the two missing sisters, Mrs. Eloise Nelms Dennis and Miss Beatrice Neims of Atlanta, Ga. Victor E. Innes, former assistant United States district attorney for Nevada, who obtained a divorce for Mrs. Dennis at Reno, Nev., and whose

see anyone but his lawyers. Counsel for Innes said that his client was weary of reiterating de- as the guests of honor, the recklessness in the purchase of ulals of knowledge of the sisters Connecticut and Massachusetts trol- whereabouts or of having any business transactions with them. After songs, the latter being given by a holding the knife in his hand while ni, continued for one week. late last night, the Portland detec-

The police of various cities recentdollars for influencing public senti-ment, the habitual payment of vouch. It began a search for the sisters at the request of their mother in Atthe request of their mother in Atdetails; the confusing inter-relation lanta, who received a letter, post-Mrs. Dennis, saying she had murdered her sister and intended to murder her

EARL OF ELLESMERE DEAD. London, July 13 .- The Earl of Elles mere died today at the age of 67. He New Haven stock to friendly parties succeeded his father in the title in of the banquet, the ball players were student. His jugular vein was sevwith the design of boosting the stock 1862 and his heir is his eldest son. It is a supported to a support of mountain trout ered. The due is usually involve a higher 'market price;' the unlawful November 14, 1872.

brother in San Francisco.

COLONEL'S AGING: STILL VERY ACTIVE



Colonel Roosevelt, photographed at Progressive national headquarters in New York city.

The picture of ex-President Roosevelt, taken a few days ago in New York, shows the colonel looking considerably older than he looked before leaving for South America. Teddy is still very active, however, and will take a big part in the forthcoming campaign.

Drives Military Dirk Into Abdomen While Posing as a Beggar.

St. Petersburg, July 13 .- Details reached here today in a dispatch to the Courier of a probably fatal attack on mystic lay monk, Gregory Raspkt-Several items of this nature are in whose influence over the emperor briefly summarized: is said to be very great. Raspktin vears was visiting his native village, Pokrovsky, illegally spent in obtaining West-chester franchise changes \$1,524. when a woman, a stranger to the locality approached him pretending to In the Billard transaction \$2.748,700, be a beggar. She then stabbed him The money with which Billard ac-quired the 15.755 additional shares of dirk. The woman was arrested and common stock and 5826 shares of pre- confessed she had waited two weeks

Doctors who examined the monk's wound declared it was likely to prove

PROMINENT MEN IN **NEW TRADE COUNCIL**

New York, July 13 .- As the beginning of a movement for the more systematic extension of American foreign trade, Alba B. Johnson of Philadelphia, president of the Nation. al Trade convention has announced the personnel of the national foreign trade council.

United States Steel corporation, is ing the court room. named as chairman and the council merchandising, railroad and steam-

OWLS CELEBRATE THE **VICTORIES OF THEIR** BALL TEAM

One of the most enjoyable social af name has been connected with the fairs held by the local Owls lodge this the defendant states that he expects disappearance of the two, refused to year was the celebration Saturday to show that Dementre was provoked settlement of the estate night in the lodge rooms with the

Frank Rose, Bert Syphers and George Each number was loudly applauded. the conclusion of the program, the and at the card tables.

In the meantime a committee composed of R. Whetstone, W. Orr, R. the afternoon and perhaps a part of Shipley and W. W. McDonald were tomorrow to get a jury. busy in the kitchen and dining room close the celebration. This was in who was born given as a compliment to their prowess on the diamond by W. D. Wat- face.

son, the lodge steward.

he south side of one of the long tables and when the trout was placed in front of them they were envied by all others present. The "others," in front of them they were envied by all others present. The "others," however, were very well cared for by the committee and were made to forego their feelings of envy when a large varity of other viands were given them. The banquet was made more enjoyable by the glving of toasts by Manager Chris Hansen of the baseball team, W. D. Watson, and others. The baseball team is composed of the following players and is considered one of the best amateur teams in the state:

in the state: H. Greenwell and R. Greenwell, p.; L. Mumford, c; J. Owens, 1b.; B. Folkman, 2b.; J. Linon, 3b.; G. Mcis said to be very great Raspktin Beth. ss., George Wall, utility, J. who has been most of the prominent Peterson, cf.; G. Callahan, lf.; W. and C. Hansen, manager. The team is to make a tour of

during Pioneer week.

JURY OF TWELVE MEN IN THE DEMENTRE MURDER CASE

It was nearly the noon hour today when the case of the State of Utah against Peter Dementre, charged with murder in the first degree, was called for hearing in Judge James A Howell's division of the district court, due to the fact that the attorney for James A. Farrell, president of the the defendant was delayed in reach-

In this case the district attorney consists of more than thirty promi- has concluded to have 12 jurymen nent business men representative of rather than 8 which is the practice in Utah with prosecuting attorneys ship transportation and finance. Rob- in capital punishment cases. It would ert II. Patchin of Washington, D. C., be legal under the laws of Utah to try be legal under the laws of Utah to try the case before only eight jurors, but to avoid the possibility of a constitutional question the old number of jurymen will hear the evidence and following probate matters were taken pass judgment.

The defendant is a Greek and it is April 29, 1914, at 141 Twenty-fifth sale of real property granted. street, in a coffee house, he stabbed to death one Nick Kargis, a fellow Greek, and the district attorney expects to show by creditable witnesses that the defendant deliberately, in a fit of anger, stabbed Kargis with pocket knife, a number of times, inflicting a wound in the neck which caused immediate death.

On the other hand, the attorney for to the point of desperation when Karmembers of the Owls baseball team gis held a candle in his face and told him to pray and also taunted him The celebration began at 8:30 with over Greek affairs. He says that it a short program of speeches and will be shown that Dementre was receiving a statement from Innes quartet composed of Charles Blair, Kargis was bothering him and that, in being pushed away as he approach ed close to him, he stabbed him, fol-For an hour or more after lowing up with the stabbing when Kargis further pressed his aggravatlodge members and their friends en- ing tactics, but that he had no intenjoyed themselves in the billiard room tion of committing murder, and that he really was only defending himself The attorneys say it will require al.

> preparing the banquet which was to DUELLIST GIVEN FATAL WOUND. Marburg, Germany, July 13 .- A stureadiness at 10:30 and the guests dent of the university here bled to were called in. As a special feature death after a duell with a fellow few harmless cuts on the head and

Minority of New Haven Investors to Institute Proceeding For Recovery of \$125,000,000.

DIRECTORS RESPONSIBLE

J. P. Morgan Estate, William Rockefeller, Ledyard and Others Made Defendants.

Boston, July 13 - Whipple, Sears and Oyden, attorneys representing minority stockholders of the New York, New Haven and Hartford railroad have demanded that the directors join their clients in the suit to recover about \$125,000,000 alleged to have been wasted by that manage-

Suit, which it is said will be filed this week to be directed against the estate of J. P. Moran, William Rockefeller, Lewis Cass Ledyard and others who were members of the New Haven directorate at the time that transactions that have been the subjects of inquiry by the interstate commerce commission were made. In a letter to the directors made public today, the attorneys refer to the tes-timony concerning New Haven investments which proved unprofitable, brought out by the interstate commerce commission.

"We therefore in behalf our clidemand that you institute proper legal proceedings to enforce the liability of directors to the corporation which we have pointed out, and such other liability as may be disclosed as a result of a careful and thorough investigation of the company's af

Hustis Awaits Official Word. New York, July 13 .- J. H. Hustis president and acting chairman of the New York, New Haven and Hartford. stated today that until an official copy of the report of the interstate commerce commission was received no statement would be issued by the company

LOSES \$8,000

Robber Snatches Satchel as She Leaves Wholesale Esstablishment for Bank.

St. Louis, July 13.-Miss Esther Cohen, cashier at a wholesale grocery was robbed of a satchel, said to contain \$8000, in a rush on a street here

Miss Cohen was on the way to a bank with the money when the robbery occurred. She had left the wholesale establishment of her father but a few minutes before when a robber darted out from an areaway and snatched the satchel. He ran through a hallway and disappeared

PROBATE MATTERS THE DISTRICT COURT

In Judge James A. Howell's division of the district court this morning, the

up and disposed of: Estate of George J. Housley, de-Estate and guardianship of Vera aid" treatment. His clothing confirmation of the sale of real estate, granted.

Petition for supplemental decree of distribution in the matter of the estate of Elizabeth Boyle, deceased, granted, and the executors reinstated for the purpose of distributing additional parts of lots which were not distributed at the time of the first

The petition to sell real property in the matter of the estate of Cajotain Ducheneau, deceased, granted, Hearing of the petition for final settlement of the estate of Ancelmo Go-

Estate of William D. Van Dyke, jr., petition for family allowance and for order to redeem a mortgage, granted. The family allowance was fixed at \$25 a month. Petition for letters testamentary it

the estate of Sarah Covington, deexecutors under a bond of \$5000. administratrix of the estate of her to the city and reported the affair husband, the late Paul Ziegenhirt,

and her bond fixed at \$2000. Estate and guardianship of George Voss et al., minors, petition for ap- a vicious dog and was cited to appear proval, allowance and settlement of in court this morning. He did not

CONGRESSMAN HITS AT W. J. B. IN SLY WAY



Congressman Roberts.

In a solemn resolution to change the rules of the house, Congressman Roberts of Nevada provides that after routine business is concluded on Fridays the public be admitted to the galleries at regular theater prices, and that any cabinet officer or member of either branch of congress who has a Chautauqua speech to deliver should be allowed to rid himself of the effort then and there.

ROAD RESTORED

Laborers Receive Rush Order ing in Mexico City and forceful asto Complete Gap Between Capital and Vera Cruz.

First Train May Be Special Carrying Dictator and His Family.

Vera Cruz, July 13.-Four hundred aborers, acting under orders from ever, that a way might be found for Mexico City, started work today re- the transfer of power without much pairing the two-mile gap in the Mexican railway connecting Vera Cruz valled widely in Washington that hoseith the capital and the rushing of tilltles in Mexico were near an end. the work is believed here to indi- It was suggested that if arrangements cate a possibility that the first train to pass over the repaired road may be a special conveying Huerta and

his family to the coast. The gap that has been without rails since April 29 will be restored to working order immediately.

TRUST PROGRAM TO BE RUSHED

Business Men Generally Agree on President's Plan of Legislation.

Washington, July 13.—President Wilson today discussed business conditions with Raphael Herman of De troit and Joseph G. Branch of Chi cago. Herman said that, in his opinion, business men generally agreed that anti-trust legislation should be put through at the present session of congress and that business conditions generally were improving.

OWNER OF ARRESTED BY AN **OFFICER**

Arthur Johnson of San Jose, Cal alleged in the information that, on ceased, petition for confirmation of appeared at the police station at a m. yesterday and applied for Luty, a minor, the petition for the torn almost to shreds and was soaking wet and he had been bitten by large dog. According to his story, he had pre-

pared to sleep the cab of an engine in the yards of the Utah Construction company, but before he could put his plan into operation he was discovered by Special Officer Bennett, who approached the engine with his large white buildog. The officer struck the man on the head and ordered him to get out of the cab. He did so and Bennett ordered the dog to attack him. He managed to get the dog by the collar and started to run out of the yards holding him. As he tried to climb over the fence, the collar broke. He then climbed a semaphore pole and Bennett compelled him to come down and again ordered the dog to attack him. Johnson again managed to get the animal by the collar and, running to Weber river, jumped into the water. He remained ceased, granted, and Ellen Maria there until he secured a promise from the officer to hold the dog while he escaped. Bennett kept his promise Elizabeth Ziegenhirt was appointed and the California man made his way T. E. Bennett, the watchman, was

arrested by Sergeant Wohlman about 2.30 a m on the charge of keeping asked and was granted a continuance. Davis cup

FOR EARLY PEACE

Plans to Transfer Government in Peaceful Way Instead of by Military Occupation.

CARRANZA OPPOSED

All Hope of Feace Farley With Huerta Delegates Has Been Advanced.

Washington, July 13.-Mexico City was looked to today as the place where the next big scene in the Mexican situation would be staged With Huerta about to quit and turn over his affairs to his new foreign minister, Francisco Carbajal, hope was expressed that a way might be found peacefully to transfer the government to the constitutionalists and avert military conquests of the capital by

their triumphant forces.
Carranza has announced his unwilingness to deal with Carbajal regard ing him as the creation of Huerta. Nevertheless, it has been suggested that parleys for the quick transition of power might take place if Carbajal appeared in the role of represent ative of a faction, rather than as pro visional head of a government which the constitutionalists refuse to recog nize. Carranza, it was declared, in-tended to follow the "plan of Guada-lupe," which provides for military oc-cupation of the capital. However, several European and South American nations, it was said, might frown on such a course. They regard with apprehension the possibility of fightsumption of power without some pre-vious guarantee to the populace. It has been strongly intimated that if Carranza, after Huerta's elimination, should insist upon his original program disapproval would be manifested by several nations. They might refuse to recognize the constitutional-ist leader unless he showed a disposition to give some quarter.

Plan to Avoid Fighting. Indications were not lacking, how

of peace were settled upon, Carranza could enter the capital with only a comparatively small force to help pre serve order. The remainder of his armies would remain at the capital's

gates or either present headquarters, to be dispersed upon the restora-All hope of any parley between representatives of Huerta, who took part in the Niagara proceedings and the constitutionalists upon the basis pro-posed by the South American envoys

practically has been abandoned. Carranza has not formally replied to the mediators' proposals but official messages from his headquarters at Saltillo have indicated what his reply would be. General Villa was reported to have received a wasse of the control of the co to have received a message from Carranza, asserting offers of mediation by the South American envoys in Mexico's internal affairs would not be accepted. Carranza was quoted as saying the only thing he would ac cept was the surrender of Huerta and his army.

Huerta, it was believed, might quit Chapultepec some day this week, Au-tomatically the new foreign minister, Francisco Carbajal, would assume the role of provisional president.

Carbajal Man of Law. Carbajal is a man of law. He is less than fifty years old. Of an academic department, he never has served in the army. He came into international prominence as the envoy of Diaz at the Juarez peace con-ference in 1911, after the Madero revolution.

A few weeks ago he was elected chief justice of the republic's supreme court, after serving several years as associate justice. He received his education in Mexico. His is said to be of a conciliatory disposition, anxious for the restoration of or der and not lkely to elect to resist with an army the approach of the constitutionalists.

WILSON DENIES ANY CONFLICT

Expects Names of Jones and Warburg to Be Confirmed By Senate.

Washington, July 13—President Wilson today denied that there was any conflict between him and the senate over the nominations of Paul arburg and Thomas D. Jones, as members of the federal reserve boards. In talks with callers, he declared he was working in complete harmony with the Democratic majority in the senate with only one or two exceptions. Mr. Wilson said he had definite assurances Mr Jones would he confirmed. He did not discuss the case of Mr. Warburg, except to say that he thought the senate as a whole would be perfectly fair.

FRANCE WINS MATCH. Wimbledon, July 13.-France was the winner of today's doubles match guardian's report and for discharge appear, however, but was represented against Great Britain in the preliminant to George Voss and Christina Voss. by Attorney W. W. Harcombe, who inary competition of the Dwight F.